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Attorney for Material Witnesses

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
(Magistrate Cathy A. Bencivengo)

UNITED STATES OF AMERICA,	)	CASE NO. 08CR1191 DMS
	)	08MJ1009
	)	
Plaintiff,	)	NOTICE OF MOTION; MOTION FOR
	)	VIDEOTAPE DEPOSITION AND
vs.	)	SUBSEQUENT VOLUNTARY DEPORTATION
	)	OF MATERIAL WITNESS; MEMORANDUM
Angel Jose BERMUDEZ (D1)	)	OF POINTS AND AUTHORITIES AND
David PEREZ-Lemos (D2)	)	DECLARATION OF THOMAS G.
	)	GILMORE IN SUPPORT THEREOF
	)	
	)	DATE: April 29, 2008
Defendants.	)	TIME: 10:30 a.m.
	)	PLACE: Courtroom of Magistrate
	)	Cathy A. Bencivengo

TO: UNITED STATES ATTORNEY; DEFENDANTS AND THEIR ATTORNEYS OF  
RECORD:

PLEASE TAKE NOTICE that on April 29, 2008 at 10:30 a.m. or as soon thereafter as the matter may be heard, material witnesses, Carlos DEL MONTE-Palacios, Olegario NORIEGA-Gonzalez, and Rodrigo ANGULO-Arzate, will move the Court for an Order that they be subjected to a videotape deposition prior to trial and subsequent voluntary deportation.

This motion will be based on 18 U.S.C. 3144 in that the witness' testimony can be adequately secured by deposition and

1 further detention is not necessary to prevent a failure of justice.

2 This motion is further based on this notice of motion, the  
3 memorandum of points and authorities and declaration of Thomas G.  
4 Gilmore filed herewith, and as such other and further evidence as  
5 may be presented at the hearing of the motion.

6 Respectfully submitted,

7 DATED: 4/18/2008

8 /ss/Thomas G. Gilmore  
THOMAS G. GILMORE, Attorney for  
Material Witnesses

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